

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )  
                                )  
v.                            )      No. 4:12 CR 472 RWS  
                                )  
MICHAEL SMITH,            )  
                                )  
Defendant.                 )

**MOTION TO DISMISS INDICTMENT**

COMES NOW the United States of America, by and through the United States Attorney for the Eastern District of Missouri, Richard G. Callahan, and Thomas J. Mehan, Assistant United States Attorney for said district, and files its motion pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure to dismiss the Indictment filed on December 19, 2012.

Respectfully submitted,

RICHARD G. CALLAHAN  
United States Attorney

/s/ Thomas J. Mehan  
Thomas J. Mehan, #28958MO  
Assistant United States Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on November 21, 2013, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon all users.

s/Thomas J. Mehan  
Thomas J. Mehan, #28958MO  
Assistant United States Attorney